

Meeting No. 1,143

THE MINUTES OF THE BOARD OF REGENTS  
OF  
THE UNIVERSITY OF TEXAS SYSTEM

Pages 1 - 10

December 18, 2015

Austin, Texas

MEETING NO. 1,143

FRIDAY, DECEMBER 18, 2015.--The members of the Board of Regents of The University of Texas System convened a special called meeting via telephone conference call at 10:02 a.m. on Friday, December 18, 2015, in the Board Room, Ninth Floor, Ashbel Smith Hall, 201 West Seventh Street, Austin, Texas, with the following participation:

ATTENDANCE.--

Present

Chairman Foster  
Vice Chairman Hicks  
Vice Chairman Hildebrand\*  
Regent Aliseda  
Regent Beck  
Regent Cranberg  
Regent Hall  
Regent Pejovich  
Regent Tucker  
Regent Drake, Student Regent, nonvoting

\* Vice Chairman Hildebrand left the call and did not participate in presentation, discussion, or vote of Executive Session Item 1, which was taken up last in Executive Session, or Open Session items.

In accordance with a notice being duly posted with the Secretary of State and there being a quorum present, Chairman Foster called the meeting to order in Open Session.

RECESS TO EXECUTIVE SESSION.--At 10:03 a.m., the Board recessed to convene in Executive Session pursuant to *Texas Government Code* Sections 551.071, 551.073, and 551.074 to consider the matters listed on the Executive Session agenda.

RECONVENE IN OPEN SESSION.--At 10:31 a.m., the Board reconvened in Open Session to consider the following actions on Executive Session items and to consider the following agenda items.

1. U. T. Austin: Approval of proposed negotiated gifts with potential naming features

Upon motion by Regent Aliseda, seconded by Vice Chairman Hicks, the Board authorized the President of The University of Texas at Austin and the Vice Chancellor for External Relations to conclude negotiations necessary to finalize

and accept gifts to benefit U. T. Austin with potential naming features consistent with the terms and conditions outlined and recommended in Executive Session.

The motion carried by acclamation.

2a. U. T. System Board of Regents: Discussion with Counsel on pending legal issues

No action was taken on this item.

2b. U. T. System: Discussion and appropriate action regarding legal issues related to the Attorney General Opinion Request (RQ-0076-KP) concerning implementation of the “campus carry” law (Senate Bill 11)

No action was taken on this item.

2c. U. T. System: Discussion and appropriate action regarding legal issues related to the Attorney General Opinion Request (RQ-0081-KP) concerning contracts in which a governing board member has an interest (Senate Bill 20)

No action was taken on this item.

2d. U. T. Austin: Approval regarding legal issues associated with the nomination to the National Register of Historic Places of the Lions Municipal Golf Course, 2901 Enfield Road, Austin, Travis County, Texas

Chairman Foster called on Mr. Robert Ozer, a volunteer with the Save Munny organization, who had requested to speak to the Board on the topic of the Lions Municipal Golf Course (locally referred to as “Munny”). Mr. Ozer thanked University of Texas at Austin Vice President Patricia C. Ohlendorf for arranging a meeting between several representatives of Save Munny and senior University officials, including The University of Texas System Vice Chancellor and General Counsel Sharphorn.

Mr. Ozer said the Save Munny representatives presented ideas on how financial returns for the University might be obtained from the Brackenridge Tract other than through development of the Lions Municipal Golf Course. He said suggestions were also presented on how the nationally significant civil rights history at Munny could be used to leverage private contributions to support educational facilities at Munny and deepen the University’s academic partnership with Huston-Tillotson University, thereby enhancing diversity on the U. T. Austin campus. He commented that the specific suggestions offered would embrace the history of the Golf Course and use it as an educational asset for the University and to benefit area school children and the broader community in partnership with the City of Austin.

Regent Tucker then moved that the Board authorize the U. T. System Vice Chancellor and General Counsel and outside legal counsel, in coordination with the Vice President for Legal Affairs at U. T. Austin and with the concurrence of President Fenves, the Chancellor or Deputy Chancellor, and the U. T. System Executive Director for Real Estate, to take steps necessary, as recommended by counsel in Executive Session, in connection with nomination of the Lions Municipal Golf Course and other University property to the National Register of Historic Places.

Regent Cranberg seconded the motion, which carried unanimously.

3. U. T. System: Discussion and appropriate action regarding individual personnel matters relating to appointment, employment, evaluation, compensation, assignment, and duties of presidents (academic and health institutions), U. T. System Administration officers (Executive Vice Chancellors and Vice Chancellors), other officers reporting directly to the Board (Chancellor, General Counsel to the Board, and Chief Audit Executive), members of the Board of Regents, and U. T. System and institutional employees

No action was taken on this item.

#### AGENDA ITEMS

1. U. T. System Board of Regents: Approval of Consent Agenda

The Board approved the Consent Agenda, which is set forth on Pages 5 - 10.

In approving the Consent Agenda, the Board expressly authorized that any contracts or other documents or instruments approved therein may be executed by the appropriate officials of the respective University of Texas System institution involved.

2. U. T. Dallas: Allocation of \$23 million of Permanent University Fund Bond Proceeds for final build-out of space and equipment in the Bioengineering and Sciences Building and campus infrastructure improvements

The Board authorized allocation of \$23 million from Permanent University Fund (PUF) debt proceeds for The University of Texas at Dallas with \$9 million to complete final build-out of the Bioengineering and Sciences Building, \$5 million for capital equipment for a core experimental facility in the Bioengineering and Sciences Building, and \$9 million for campus infrastructure improvements.

The \$9 million in PUF proceeds allocated for completion of the Bioengineering and Sciences Building will be used to build out an area in the basement that was originally left as shell space. The continued rapid growth in the number of bioengineering faculty has made it essential to complete the building to its maximum capacity. This project will proceed as a Minor Project pursuant to Regents' *Rules and Regulations*, Rule 80403, and will be institutionally managed.

The \$5 million in PUF proceeds allocated for capital equipment in the Bioengineering and Sciences Building will provide funding for a core experimental facility for bioengineering, neuroscience, and biology faculty and students. This core facility will provide a highly cost-effective way to address the individual needs of the many new faculty moving into the building and will also provide a stimulus to more collaborative research.

The \$9 million in PUF proceeds allocated for campus infrastructure improvements will allow U. T. Dallas to enhance utility infrastructure and expand Drive A to handle the increased traffic associated with the Parking Structure IV project, currently under construction. A connection between Drive A and the Loop Road to the south will also be created to equilibrate traffic flow. This project will proceed as a Minor Project pursuant to Regents' Rule 80403 and will be institutionally managed.

There is a critical and urgent need for the above projects as a result of rapid enrollment growth and an already large academic space deficit. These projects are all directly integral to the U. T. Dallas strategic plan that is expected to lead successfully toward achieving the goal of national stature in research and education.

Secretary's Note: Vice Chairman Hicks left the call following Regent Tucker's motion to approve this item, but prior to the second and vote on the motion.

ADJOURNMENT.--At 10:37 a.m., there being no further business, the meeting was adjourned.

/s/ Carol A. Felkel  
Secretary to the Board of Regents

December 22, 2015



**TABLE OF CONTENTS**  
**THE UNIVERSITY OF TEXAS SYSTEM BOARD OF REGENTS**  
**CONSENT AGENDA**

**Board Meeting**  
December 18, 2015  
Austin, Texas

**Page**

**ACADEMIC INSTITUTIONS**

- |    |  |          |
|----|--|----------|
| 1. | Other Matters - <b>U. T. Austin</b> : Approval of \$2 million in Available University Funds (AUF) for the <i>Engineer Your World</i> program | <b>6</b> |
| 2. | Request for Budget Change - <b>U. T. San Antonio</b> : New Hire with Tenure -- amendment to the 2015-2016 budget                             | <b>7</b> |

**HEALTH INSTITUTIONS**

- |    |  |          |
|----|--|----------|
| 3. | Contract (funds coming in) - <b>U. T. Health Science Center - Houston</b> : Memorial Hermann Health System to provide financial support for U. T. Health Science Center - Houston's academic, research, and community service programs | <b>8</b> |
| 4. | Gift - <b>U. T. Health Science Center - San Antonio</b> : Authorization to accept the gift for purchase of a sculpture to be placed outdoors at the main entrance of the Cancer Therapy and Research Center                            | <b>8</b> |

## ACADEMIC INSTITUTIONS

1. Other Matters - U. T. Austin: Approval of \$2 million in Available University Funds (AUF) for the *Engineer Your World* program

The Executive Vice Chancellor for Academic Affairs recommends approval of \$2 million in Available University Funds (AUF) requested by U. T. Austin for the *Engineer Your World* program at U. T. Austin.

In 2008, the National Science Foundation awarded U. T. Austin \$12.5 million to develop innovative solutions for high school engineering education. The cornerstone of this work has been the creation of an exemplary, yearlong engineering curriculum and teacher support program, *Engineer Your World*.

Designed by faculty in the Cockrell School of Engineering and the College of Education, and in collaboration with NASA engineers and secondary education specialists, *Engineer Your World* is transforming how engineering is introduced and taught in high schools across Texas and the United States.

A pilot program that began in 2011-2012 included 212 students in seven schools in the Austin area. The program has grown to 5,000 students in 110 schools across 16 states in 2015-2016. The program has attracted a diverse population of high school students, with Hispanic and African-American students representing approximately 50% of the students participating this academic year. Additionally, more than 30% of the participants are female. Beginning in Spring 2016, high school students participating in the *Engineer Your World* program will have the opportunity to receive three semester credit hours towards a freshman engineering course from U. T. Austin through a dual enrollment program.

This proposal includes increasing the number of high schools in Texas participating in the program by 75 (from 50 to 125) and engaging faculty in engineering from three other U. T. System institutions, as listed below, to participate.

The \$2 million requested to support the *Engineer Your World* program will be expended during the 2015-2016 and 2016-2017 academic years, and will allow expansion of U. T. Austin's outreach through subcontracts with U. T. Dallas, U. T. Permian Basin, and U. T. Rio Grande Valley.

Proposed Program Function	Proposed Budget
Dual enrollment program Faculty support, dual enrollment fee waivers for students, and development of an information technology infrastructure for submissions	\$800,000
Overall program management and educational materials enhancement	\$600,000
Support for high schools in Texas Equipment for high school courses and participant costs for teachers during summer training program	\$500,000
Overall program management Equipment to support summer teacher training and facility use fees	\$100,000

The *Engineer Your World* program directly addresses the U. T. System desire to increase the pipeline of engineering students, as articulated in the 2013 report from the Task Force on Engineering Education for Texas in the 21st Century and Chancellor McRaven’s goals for K-12 education, as 60% of the students completing the *Engineer Your World* program expressed an interest in pursuing an engineering career.

Additional information about the program is available at: <http://engineeryourworld.org/>

2. Request for Budget Change - U. T. San Antonio: New Hire with Tenure -- amendment to the 2015-2016 budget

The following Request for Budget Change (RBC) has been administratively approved by the Executive Vice Chancellor for Academic Affairs and is recommended for approval by the U. T. System Board of Regents:

Description	Effective Date	% Time	Full-time Salary		RBC #
			No. Mos.	Rate \$	
<b>College of Business</b>					
Department of Information Systems and Cyber Security					
Professor					
H. Raghavendra Rao (T)	1/16-5/31	100	09	\$255,000	7341

## HEALTH INSTITUTIONS

3. Contract (funds coming in) - U. T. Health Science Center - Houston: Memorial Hermann Health System to provide financial support for U. T. Health Science Center - Houston's academic, research, and community service programs

Agency: Memorial Hermann Health System

Funds: Approximately \$198 million

Period: July 1, 2015 through June 30, 2016

Description: Program support agreement whereby Memorial Hermann Health System makes payments to U. T. Health Science Center - Houston in support of its academic, research, and community service programs. This agreement is intended to replace the current process in which the parties execute separate contracts for physician, programmatic, and research support.

The agreement includes a provision that will reduce the compensation by approximately \$2 million for each of the last three months of the agreement if U. T. Health Science Center - Houston and Memorial Hermann Health System are unable to enter an agreement to effectuate a new integrated clinical model by March 31, 2016.

4. Gift - U. T. Health Science Center - San Antonio: Authorization to accept the gift for purchase of a sculpture to be placed outdoors at the main entrance of the Cancer Therapy and Research Center

Description: U. T. Health Science Center - San Antonio is requesting approval to accept a donation from the Jack and Valerie Guenther Foundation for a sculpture to be placed on the grounds of the Cancer Therapy and Research Center (CTRC) located at 7979 Wurzbach Road in San Antonio, Texas.

The outdoor art, to be sculpted by Mr. Kent Ullberg, will be titled "Wings of Hope - Hands of Healing." The sculpture design is in a "V" formation to symbolize "Victory over Cancer" and will depict hands holding wings to symbolize

hope for cancer patients and their families (as shown in the diagram, Exhibit A, as follows). “Hope” for victory over cancer is a key element of the CTRC patient experience. The CTRC and its Institute for Drug Development offer excellence in patient care and access to clinical trials that can offer patients new options for a cancer diagnosis not otherwise available through conventional treatments.

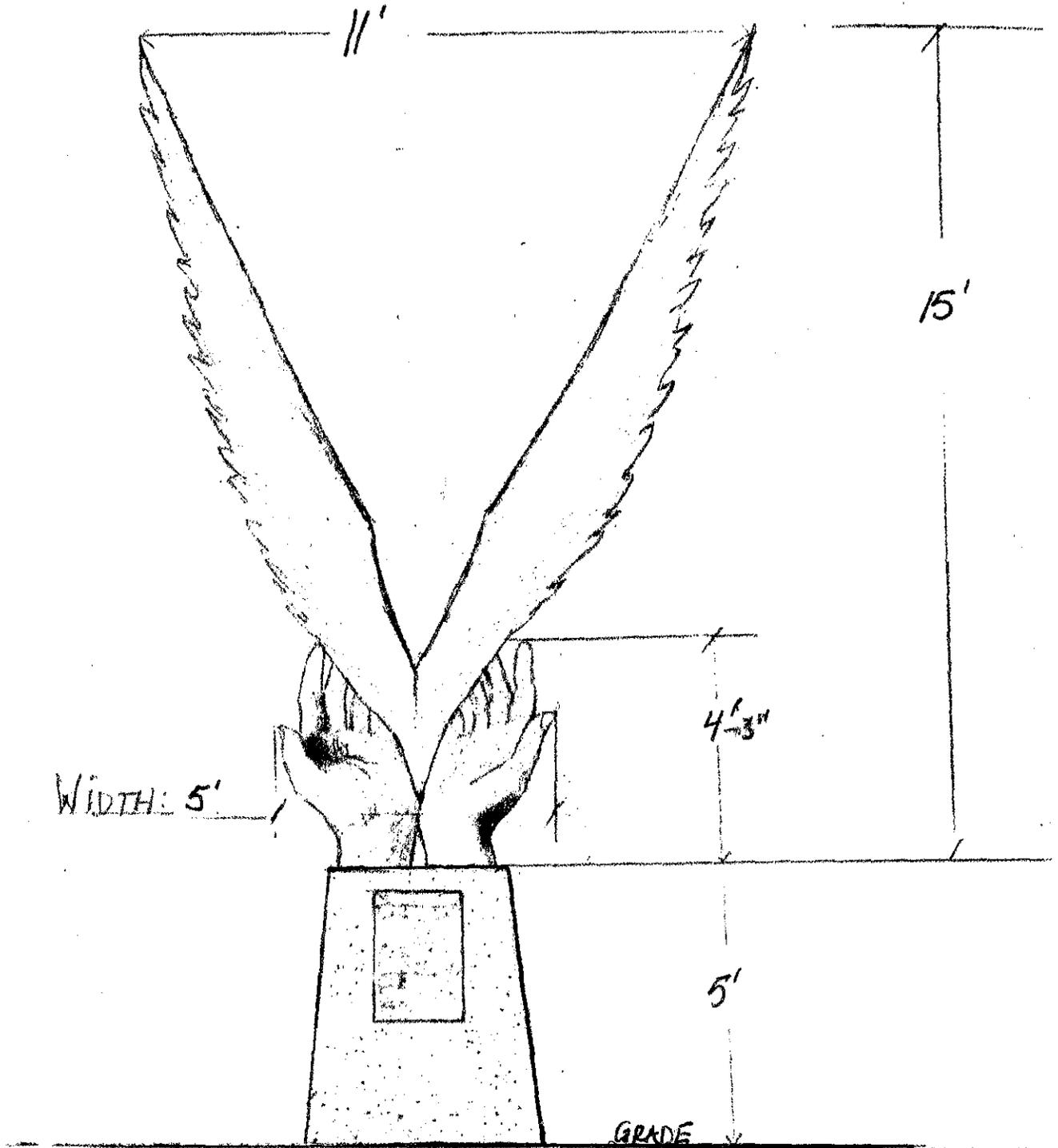
The polished bronze and stainless steel sculpture will stand 15 feet in height, excluding the pedestal, which will be 5 feet in height. The sculpture will be prominently displayed at the main entrance of the CTRC, where it will attract the attention of thousands of patients, families, and visitors as they enter and leave the CTRC.

Mr. Ullberg is recognized as one of the world's foremost wildlife sculptors. His sculptures are exhibited in major museums and corporate headquarters around the globe, as well as in private collections. He is a major supporter of wildlife conservation and has been honored by the National Museum of Wildlife Art for significant contributions to the interpretation and conservation of wildlife and its habitat. His lifetime achievements include awards bestowed on him by the Allied Artists of America, the National Arts Club, the National Sculpture Society, and the Society of Animal Artists.

Donor: Mr. Jack Guenther is a 1956 alumnus of U. T. Austin. Both he and his wife, Valerie Guenther, serve on the U. T. System Chancellor's Council and are active volunteers and donors to the CTRC. The Charles and Betty Urschel Tower at the CTRC was named for Mrs. Guenther's family prior to the CTRC becoming part of U. T. Health Science Center - San Antonio. The Jack and Valerie Guenther Foundation has made similar gifts to other U. T. System institutions.

Value: The cost of the donated outdoor work of art and transportation of the art to the CTRC will be covered by a gift of \$300,000 from the Jack and Valerie Guenther Foundation. The installation and minimal maintenance will be funded from gifts and the general budget of the CTRC.

Exhibit A



**WINGS OF HOPE – HANDS OF HEALING**

**(forms a V for Victory over cancer)**

**CTRC. REVISED DIMENSIONS (SCALE 3/8" = 1'-0")**  
**(AS OF 11/5 2015)**

*Ullberg*